

## HOUSE STANDING COMMITTEE ON EDUCATION

Tuesday, December 11, 2007

10:30 a.m.

519 House Office Building

Representative Melton, Chair, called the meeting to order.

**MEMBERS PRESENT:** Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer.

Representative Miller moved to approve the minutes of the November 27, 2007 meeting.

There being no objection, the motion prevailed by unanimous consent.

Representative Moolenaar moved to excuse absent members.

There being no objection, the motion prevailed by unanimous consent.

**MEMBERS ABSENT/EXCUSED:** Representative Byrum.

The Chair laid HB 5375 before the committee.

**HB 5375**      **Melton**      Property tax; state education tax; Michigan promise zones; establish and provide funding through state education tax revenue.

Representative Clack moved to adopt substitute (H-1) to HB 5375.

The motion prevailed by a vote of 18-0-0.

### **FAVORABLE ROLL CALL:**

Yeas: Representatives Melton, Valentine, Angerer, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Moolenaar, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: None,

Pass: None.

The following people submitted cards in support of HB 5375, but did not wish to speak:

Brian Whiston, representing Oakland Schools,

Kathleen Merry, representing the Wayne Regional Education Service Agency,

Ida Byrd-Hill, representing the Uplift Inc.,  
Robert LeFevre, representing the Macomb Intermediate School District.

Brian Broderick, representing the Michigan Association of Non-Public Schools, testified in opposition to HB 5375.

Paul Stankewitz, representing the Michigan Catholic Conference, testified in opposition to HB 5375.

Representative Meinser offered the following amendment to HB 5375 (H-1):

1. Amend page 13, following line 12, by inserting:  
"Sec. 23. (1) A city, township, county, local school district, or intermediate school district that is not an eligible entity may create a promise zone under this act, but shall not capture revenue from the state education tax under section 19.  
(2) This section shall not prevent an eligible entity located within a city, township, county, local school district, or intermediate school district that is not an eligible entity from creating a promise zone under this act and capturing revenue from the state education tax under section 19.".

Representative Meisner moved to adopt the amendment to HB 5375 (H-1).

The motion prevailed by a vote of 20-1-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker and Knollenberg,  
Nays: Representative Opsommer,  
Pass: None.

Representative Hopgood offered the following amendments to HB 5375 (H-1):

1. Amend page 11, line 21, after "(1)" by striking out "The" and inserting "Except as otherwise provided in this subsection, the".
2. Amend page 11, line 27, after "zone." by inserting "However, in the 3 years immediately succeeding the base year, if the amount of revenue received from the collection of the state education tax in the promise zone is less than the amount collected in the base year, the base year shall be the amount collected in that year.".

Representative Hopgood moved to adopt the amendments to HB 5375 (H-1).

The motion prevailed by a vote of 12-9-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller and Polidori,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: None.

Representative Melton offered the following amendment to HB 5375 (H-1):

1. Amend page 8, line 15, after "act" by inserting "and is sustainable".

Representative Polidori moved to adopt the amendment to HB 5375 (H-1).

The motion prevailed by a vote of 21-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: None,

Pass: None.

The committee went at ease at 11:05 a.m.

The committee reconvened at 11:15 a.m.

Representative Hildenbrand offered the following amendments to HB 5375 (H-1):

1. Amend page 2, line 27, after "a" by striking out the balance of the subdivision and inserting "public school that includes grades 9 to 12 or 10 to 12 and that awards a high school diploma".
2. Amend page 3, line 2, after "means" by striking out the balance of the subdivision and inserting "that term as defined in section 5 of the revised school code, 1976 PA 451, MCL 380.5".

Representative Hildenbrand moved to adopt the amendments to HB 5375 (H-1).

The motion prevailed by a vote of 19-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Polidori, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Meisner and Miller,

Pass: None.

Representative Hildenbrand offered the following amendments to HB 5375 (H-1):

1. Amend page 2, following line 15, by inserting:  
"(f) "Nonpublic high school" means a high school operated by a nonpublic school that includes grades 9 to 12 or 10 to 12 and that awards a high school diploma. Nonpublic high school also includes a general education development test.  
(g) "Nonpublic school" means that term as defined in section 5 of the revised school code, 1976 PA 451, MCL 380.5." and relettering the remaining subdivisions.
2. Amend page 2, line 19, after "school" by inserting "or nonpublic high school".
3. Amend page 6, line 16, after "school" by inserting "or nonpublic high school".
4. Amend page 7, line 5, after "school" by inserting "or nonpublic high school".
5. Amend page 7, line 11, after "school" by inserting "or nonpublic high school".

Representative Hildenbrand moved to adopt the amendments to HB 5375 (H-1).

The motion prevailed by a vote of 19-3-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Lindberg, Meisner and Miller,

Pass: None.

Representative Moolenaar offered the following amendment to HB 5375 (H-1):

1. Amend page 11, line 21, after "Sec. 19." by striking out all of subsections (1), (2), (3), and (4) and inserting "(1) This state shall appropriate an amount equal to the growth in the state education tax within each promise zone created in this state." and renumbering the remaining subsection.

Representative Moolenaar moved to adopt the amendment to HB 5375 (H-1).

The motion did not prevail by a vote of 9-13-0.

**UNFAVORABLE ROLL CALL:**

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,  
Pass: None.

Representative Hoogendyk offered the following amendment to HB 5375 (H-1):

1. Amend page 6, line 22, after "section." by striking out the balance of the subdivision.

Representative Hoogendyk moved to adopt the amendment to HB 5375 (H-1).

The motion did not prevail by a vote of 9-12-1.

**UNFAVORABLE ROLL CALL:**

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller and Polidori,

Pass: Representative Scott.

Representative Hoogendyk offered the following amendments to HB 5375 (H-1):

1. Amend page 3, line 2, after "means" by striking out the balance of the subdivision and inserting "that term as defined in section 5 of the revised school code, 1976 PA 451, MCL 380.5".

2. Amend page 6, line 26, after "zone." by inserting "Funds expended for educational improvement activities shall be distributed equally among all public schools within the promise zone".

Representative Hoogendyk moved to adopt the amendments to HB 5375 (H-1).

The motion did not prevail by a vote of 9-13-0.

**UNFAVORABLE ROLL CALL:**

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Pass: None.

Representative Schuitmaker offered the following amendment to HB 5375 (H-1):

1. Amend page 5, line 6, after "officials." by inserting "If a promise zone includes 1 school district, then members shall include the superintendent of that school district or his or her

designee and the president of the school board of that school district or his or her designee. If a promise zone includes more than 1 school district, then members shall include the superintendent of the intermediate school district in which the promise zone is located or his or her designee and the president of the board of the intermediate school district in which the promise zone is located or his or her designee."

Representative Schuitmaker moved to adopt the amendment to HB 5375 (H-1).

The motion did not prevail by a vote of 9-13-0.

**UNFAVORABLE ROLL CALL:**

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Pass: None.

Representative Hopgood moved to report out HB 5375 as substitute (H-2) with recommendation.

The motion prevailed by a vote of 14-6-2.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Melton, Valentine, Angerer, Brown, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott and Hildenbrand,

Nays: Representatives Moolenaar, Hoogendyk, Steil, Pearce, Knollenberg and Opsommer,

Pass: Representatives Emmons and Schuitmaker.

**HB 5375 (H-2) reported out with recommendation.**

With no further business to come before the committee, the Chair adjourned the meeting, the time being 11:55 a.m.

---

Representative Tim Melton, Chair

Ben Cook  
Committee Clerk  
December 11, 2007  
1 hour 25 minutes

---

Date Approved and Signed

\* indicates written materials attached to report out file.

\* indicates written material submitted.

Proposed